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**SENATE BILL 865**

**47TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2005**

**INTRODUCED BY**

**Michael S. Sanchez**

**AN ACT**

**MAKING AN APPROPRIATION TO THE PUBLIC DEFENDER DEPARTMENT FOR  
TWENTY ADDITIONAL FULL-TIME-EQUIVALENT EMPLOYEES, A FEE  
STRUCTURE FOR CONTRACTING OF REPRESENTATION IN DEATH PENALTY  
CASES AND SALARY INCREASES FOR PUBLIC DEFENDERS.**

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:**

**Section 1. APPROPRIATION. --**

**A. Nine hundred ninety thousand seven hundred  
dollars (\$990,700) is appropriated from the general fund to the  
public defender department for expenditure in fiscal year 2006  
in the following amounts for twenty additional full-time-  
equivalent employees:**

**(1) two hundred eleven thousand nine hundred  
dollars (\$211,900) to provide three attorneys and one secretary  
for the Albuquerque felony office;**

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1 (2) two hundred eleven thousand nine hundred  
2 dollars (\$211,900) to provide three attorneys and one secretary  
3 for the Bernalillo county metropolitan court office;

4 (3) two hundred eleven thousand nine hundred  
5 dollars (\$211,900) to provide three attorneys and one secretary  
6 for the Clovis office;

7 (4) one hundred twelve thousand eight hundred  
8 dollars (\$112,800) to provide three receptionists for the Taos,  
9 Aztec and Alamogordo offices;

10 (5) eighty-seven thousand six hundred dollars  
11 (\$87,600) to provide two paralegals for the Clovis and Gallup  
12 areas;

13 (6) fifty-eight thousand nine hundred dollars  
14 (\$58,900) to provide one information technology support staff  
15 employee for offices in the southern part of the state;

16 (7) fifty-eight thousand one hundred dollars  
17 (\$58,100) to provide one attorney for the Santa Fe office; and

18 (8) thirty-seven thousand six hundred dollars  
19 (\$37,600) to provide one data entry clerk for the contract  
20 counsel legal services program.

21 B. Five hundred thousand dollars (\$500,000) is  
22 appropriated from the general fund to the public defender  
23 department for expenditure in fiscal year 2006 to provide a fee  
24 structure for contracting for representation of defendants in  
25 death penalty cases.

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C. One million two hundred thousand dollars (\$1,200,000) is appropriated from the general fund to the public defender department for expenditure in fiscal year 2006 to provide salary increases for public defenders.

D. Any unexpended or unencumbered balance remaining at the end of fiscal year 2006 shall revert to the general fund.

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